

SUPERIOR COURT OF N.J.

FILED

MAR 26 2004

DONALD E. FHELAN
CLERK

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ490-04-2

Superior Court

Docket Number

~~04-03-00052-S~~

STATE OF NEW JERSEY

v.

VLADIMIR SMOLENSKY

)

)

)

INDICTMENT

The Grand Jurors of and for the State of New Jersey, upon
their oaths, present that:

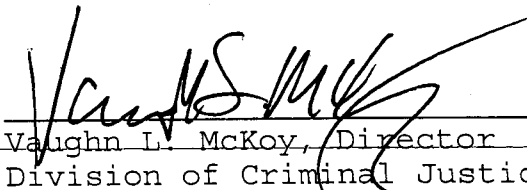
COUNT ONE

(Unlawful Discharge of a Pollutant - Third Degree)

VLADIMIR SMOLENSKY


on or about August 10, 2003, in the City of Newark, in the County-
of Essex, elsewhere, and within the jurisdiction of this Court,
purposely, knowingly, or recklessly did violate the Water Pollution
Control Act, N.J.S.A. 58:10A-1 et seq., by unlawfully discharging
a pollutant into a municipal treatment works, specifically the
Passaic Valley Sewerage Commission sewer system, in violation of an
industrial pretreatment permit issued by the Passaic Valley
Sewerage Commission, in that VLADIMIR SMOLENSKY did purposely,
knowingly, or recklessly release, spill, leak, pump, emit, empty or
dump industrial waste or solid waste, specifically waste water,
into the sewer system that leads to the Passaic Valley Sewerage
Commissioner's Treatment Works, without monitoring said waste water

waste water for pH, as required by its industrial pretreatment permit issued by the Passaic Valley Sewerage Commission, by bypassing the pH system and not pretreating the waste water prior to its release into the sewer system at the University of Medicine and Dentistry located at 295 Norfolk Street in the City of Newark, contrary to the provisions of N.J.S.A. 58:10A-10f(2), N.J.S.A. 58:10A-6a and N.J.S.A. 2C:2-6 and against the peace of this State, the Government and dignity of the same.



Vaughn L. McKoy, Director
Division of Criminal Justice

A TRUE BILL:



, Foreperson

Dated: 3/26/04

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v.)

ORDER OF VENUE

VLADIMIR SMOLENSKY)

An Indictment having been returned to this Court by the
State Grand Jury in the above captioned matter,

IT IS ORDERED on this 26th day of March, 2004,
pursuant to paragraph 8 of the State Grand Jury Act, that the
County of Essex be and hereby is designated as the County of venue
for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court
shall transmit forthwith the Indictment in this matter and a
certified copy of this Order to the Criminal Division Manager of
the County of Essex for filing.



Linda R. Feinberg, A.J.S.C.